

DOD: 12/15/15			BRUCE BICKEL , Trustee, is petitioner. Account period: 7/1/15 – 8/31/16 Accounting - \$75,323.68 Beginning POH - \$50,320.09 Ending POH - \$ 1,919.59 Trustee - \$14,353.68 Attorney - \$4,693.00 Costs - \$435.00 (filing fee) Petition states the beneficiary died on 12/15/15. Department of Health Services filed a creditor's claim in the amount of \$465,775.29. Petitioner prays for an order: 1. Settling and Allowing the 12 th and Final Account and approving and confirming the acts of Petitioner; 2. Authorizing Petitioner to pay himself, as Trustee, in partial payment for services, the sum of \$1,420.50 from the remaining trust assets and the deficit of \$12,933.18 from any after-discovered assets, 3. Authorizing Petitioner to pay Gregory J. Roberts, in partial payment for services, in the sum of \$499.09 from the remaining trust assets and the deficit of \$4,628.91 from any after-discovered assets. 4. Authorizing Petitioner to pay the Department of Health Care Services, after payment of the deficits to Trustee and to Gregory J. Roberts form any after-discovered assets in the sum of \$465,775.29.	NEEDS/PROBLEMS/COMMENTS:
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
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<input type="checkbox"/>	Status Rpt			
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<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
			Reviewed by: KT	
			Reviewed on: 10/13/16	
			Updates:	
			Recommendation:	
			File 1- Duran	

Petitioner Maria B. Calvillo (Pro Per – Paternal Grandmother – Petitioner)

Petitioner Gutierrez, Evelyn G. (Pro Per – Paternal Aunt – Petitioner)

Petition for Appointment of Temporary Guardian of the Person

See petition for details.			NEEDS/PROBLEMS/COMMENTS:
			<p><u>Minute Order 9/28/16</u>: Examiner notes provided in open court. Maria Calvillo represents that she has been told by the Housing Authority that she will be evicted if she does not obtain guardianship. The Court orders Ms. Calvillo to bring paper proof from the Housing Authority that indicates eviction if guardianship is not granted.</p> <p><u>Note</u>: As of 10/12/16, nothing further has been filed. The following remain noted:</p> <ol style="list-style-type: none"> 1. Need Confidential Guardian Screening Form (GC-212) re Petitioner Evelyn Gutierrez. 2. Need Notice of Hearing. 3. Need proof of personal service of Notice of Hearing with a copy of the temp petition at least five court days prior to the hearing per Probate Code §2250(e) <u>or</u> consent and waiver of notice <u>or</u> declaration of due diligence on: <ul style="list-style-type: none"> - Roberto Gutierrez (Father) - Victoria Reyes (Mother)
Cont. from 092816			
<input type="checkbox"/>	Aff.Sub.Wit.	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	Verified	<input type="checkbox"/>	
<input type="checkbox"/>	Inventory	<input type="checkbox"/>	
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<input type="checkbox"/>	CI Report	<input type="checkbox"/>	
<input type="checkbox"/>	9202	<input type="checkbox"/>	
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<input type="checkbox"/>	FTB Notice	<input type="checkbox"/>	
			Reviewed by: skc
			Reviewed on: 10/12/16
			Updates:
			Recommendation:
			File 2- Reyes

Status RE: Filing of the Annual or Biennial Account

		<p>GARY S. DUNN, CPA, was appointed Conservator of the Estate on 4/18/12 with bond of \$132,000.00. Bond was filed and Letters issued 4/26/12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: Grant A. MacFaddin, Son, is Conservator of the Person.</p> <p>1. Need First Account current pursuant to Probate Code §2620 or written status report pursuant to Local Rule 7.5.</p>
		<p>An Inventory and Appraisal was filed 9/28/12 pursuant to Probate Code §2610.</p>	
		<p>The First Account was due in June 2013 pursuant to Probate Code §2620.</p>	
Aff.Sub.Wit.		<p>On 8/3/16, the Court set this status hearing for the filing of the first account and mailed notice to Attorney Rindlisbacher.</p>	
Verified			
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Notice of Hrg			
Aff.Mail			
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Duties/Supp			
Objections			
Video Receipt			
CI Report			
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Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		<p>Reviewed by: skc</p>	
		<p>Reviewed on: 10/13/16</p>	
		<p>Updates:</p>	
		<p>Recommendation:</p>	
		<p>File 3- MacFaddin</p>	

Petition for Settlement of Account and Approval of Trustee and Attorney Fees

	H.F. RICK LEAS , Successor Trustee with bond of \$500,000.00, is Petitioner.		NEEDS/PROBLEMS/ COMMENTS: Minute Order 9/28/16: Counsel requests two weeks. 1. Examiner notes previously noted that the trustee's and attorney's services for fees paid during this account period are described in the narrative, but are not itemized by service, only by date and payment amount. Need clarification or further itemization. Declaration of H.F. Rick Leas filed 10/4/16 provides itemized invoices; however, the invoices do not appear to correspond to the payments referenced in the accounting (dates, amounts). Also, no itemization re the attorney fees has yet been provided. Need revised declaration. 2. The attorney requests reimbursement of \$30 courier fee. Per Local Rule 7.17.B, the Court considers this a cost of doing business and not reimbursable.
Cont. from 092816			
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	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
Account period: 1/1/15 – 12/31/15 Accounting: \$394,044.69 Beginning POH: \$362,313.75 Ending POH: \$316,927.34 (investment account)			
Petitioner states the trustee and attorney are entitled to compensation from the trust for their respective services during the account period, and that the following sums that have already been paid are reasonable compensation: Trustee: \$1,692.96 (per Schedule D, for services including care and custody of assets, collection and disbursements of income, periodic review of assets, preparation and filing of fiduciary tax returns, preparation of this petition, and other management and administration, @ \$120/hr as disclosed.) Attorney: \$3,898.56 (per Schedule D, for services including availability, filing account and petition, notifying beneficiaries of hearing) Petitioner requests the Court authorize additional attorney's fees and costs in the amount of \$1,554.50 (\$1,089.50 plus \$435 filing plus \$30 courier), plus any amounts incurred by attorneys for petitioner for the preparation for and appearance at the hearing on this petition, according to proof. See itemization at Exhibit C.			
SEE ADDITIONAL PAGES			
Reviewed by: skc			
Reviewed on: 10/12/16			
Updates:			
Recommendation:			
File 4- Bailey			

Page 2 – Petitioner states this elective account is reasonably necessary for the protection of the interests of both Petitioner and a beneficiary. During the account period, the trustee has made discretionary distributions of principal to Raven Nicole Bailey, and without approval, would be required to hold back substantial funds from distribution to the beneficiaries in order to cover potential costs of litigating any claims made during the approx. three years for the statute of limitations under Probate Code §16460(a) and additional two years under CCP §352.1(a). The trustee seeks timely determination of matters presented herein so that the beneficiaries may receive ongoing and future distributions without lengthy delay.

Petitioner states the present beneficiaries are Brandon Michael Bailey (currently incarcerated) and Raven Nicole Bailey, and Raven Nicole Bailey is the sole residuary beneficiary of the trust and the trust shall terminate 12/7/2020. See petition re other considerations. Raven Nicole Bailey has attained majority; therefore, the GAL previously appointed as terminated by operation of law.

Petitioner requests Order of this Court finding that:

1. All facts stated in the petition are true and all notices required by law have been duly given;
2. The court has received full disclosure regarding the beneficiaries (*summarized, see prayer for full text*);
3. The GAL of Raven Nicole Bailey has terminated by operation of law with no petition necessary upon Raven Nicole Bailey attaining age 18, notice to David Liles and Arlene Liles is no longer necessary;
4. This account and report be settled, allowed and approved, and all acts and transactions of Petitioner set forth in it, or relating to matters set forth in it, be ratified, confirmed, and approved;
5. Petitioner and the attorneys for Petitioner be allowed the requested compensation; and
6. Such other and further orders as the Court may deem just and proper.

Report and Petition for Approval of Report and Settlement of Account and for Preliminary Distribution; for Allowance of Attorneys' Compensation (Statutory and Extraordinary); for Allowance of Costs Advanced; and for Allowance of Administrator's Compensation (Statutory and Extraordinary)

DOD: 10/29/13		<p>KEVIN GUNNER, Administrator with Full IAEA with bond of \$384,000.00, is Petitioner.</p> <p>Account period: 10/29/13 – 7/15/16 Accounting: \$906,886.70 Beginning POH: \$888,465.61 Ending POH: \$ 53,335.34 (cash)</p> <p>Administrator (Statutory): \$14,585.88</p> <p>Attorney (Statutory): \$14,585.88</p> <p>Administrator (Extraordinary): \$2,000.00 (per local rules, for sales of real and personal property)</p> <p>Attorney (Extraordinary): \$6,457.50 (for 28.7 hours @ \$225/hr in connection with the ongoing litigation, itemized at Exhibit B)</p> <p>Costs: \$4,584.78 (filing, bonds, cert. copies, publication, appraisal, etc.)</p> <p>Petitioner states the estate is a named defendant in 08CECG01425 <i>Diocese of the San Joaquin v. Schofield, et al.</i> Following trial, the defendants appealed to the Fifth District Court of Appeal in F070264. ON 4/5/16, the Court of Appeal issued an opinion in favor of the Plaintiffs. On 5/4/16, the Court of Appeal modified its opinion, but left the judgment intact. The Defendants filed a petition for review with the Supreme Court of California on 5/16/16. The Supreme Court denied review. The matter has now been remanded to the trial court for further ongoing proceedings. Because of the ongoing litigation, the estate is not in a position to close.</p> <p>Petitioner states the estate consists of cash on hand of \$53,335.34 and requests to pay the above fees and costs totaling \$42,214.04, leaving \$13,121.30 will remain in the estate for future activities.</p> <p align="center"><u>SEE ADDITIONAL PAGES</u></p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p align="center"><u>SEE ADDITIONAL PAGES</u></p>
<input type="checkbox"/>	Aff.Sub.Wit.		
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	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
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	Citation		
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Reviewed by: skc

Reviewed on:
10/13/16

Updates:

Recommendation:

File 5- Schofield

Page 2 – Petitioner states there is no loss to creditors by virtue of this petition and its request, as the fees and costs have higher priority than creditor claims. See Probate Code §11420.

The decedent left a holographic will dated 6/18/08 which specifically distributes the asset of the estate to 34 individuals and/or organizations. However, because of the estate's insolvency, all assets were liquidated. The only remaining asset is cash. No beneficiary will receive a distribution unless sufficient assets, now unknown, are ever discovered.

Petitioner requests this Court to order that:

1. Notice of the time and place of hearing has been given as required by law;
2. All acts and proceedings of Petitioner to date as disclosed in this report, including his account, be confirmed and approved;
3. Petitioner be authorized and ordered to pay himself \$14,585.88 in satisfaction of statutory attorney fees;
4. Petitioner be authorized and ordered to pay Wild, Carter & Tipton \$14,585.88 in satisfaction of statutory attorney fees;
5. Petitioner be authorized and ordered to pay Wild, Carter & Tipton \$4,584.78 in satisfaction of costs advanced;
6. Petitioner be authorized to pay himself \$2,000.00 in extraordinary fees;
7. Petitioner be authorized and ordered to pay Wild, Carter & Tipton \$6,457.50 in extraordinary attorney fees; and
8. Such further orders be made as the Court considers proper.

NEEDS/PROBLEMS/COMMENTS:

1. Probate Code §11000(a)(5) requires that each creditor who has filed a claim that is allowed or approved but is unpaid in whole or in part receive notice of hearing on account of an insolvent estate. Therefore, need proof of service of Notice of Hearing at least 15 days prior to the hearing on the following creditors:
 - FIA Card Services
 - AIS Recovery
 - Taste of Heaven
 - Ascension Point for Capital Retail Bank
 - Carmel Financial Corporation
 - Discover Bank
 - Ascension Point for Citibank, NA
 - Citibank(Note: Wells Fargo was sent notice pursuant to a Request for Special Notice filed in the estate.)
2. Probate Code §10830 allows that the Court may allow the *portion* of the compensation on services rendered that the Court determines is proper. Petitioner states the estate is not in a position to close as litigation remains ongoing, but requests the Court allow the *full* amount of statutory compensation. The Court may require clarification or authority for full compensation at this time.

SEE ADDITIONAL PAGES

Page 2 – NEEDS/PROBLEMS/COMMENTS (Cont'd):

3. Refunds received on amounts disbursed during administration are not "receipts" for calculating statutory compensation. Need recalculation of statutory compensation, removing the following:
 - Refund (AT&T) of \$222.29 on 5/23/14
 - Refund (unspecified) of \$42.30 on 2/17/15
 - Refunds (Homeowners , AT&T) of \$319.36 on 7/20/15
 - Refund (Wells Fargo) of \$254.61 on 7/31/15
 - Refund ("Same" – Wells Fargo?) of \$225.00 on 9/21/15
 - Refund (First American) of \$75.00 on 9/21/15
 - Refund (PG&E) of \$11.47 on 9/21/15
4. The accounting indicates significant losses on the sales of various appraised assets. The Court may require clarification.
5. Need Order. Local Rule 7.1.1.F.

Note: If granted, the Court will set a status for the filing of the final account as follows:

- **Wednesday, September 20, 2017.**

Attorney Heather H. Kruthers (for Petitioner Public Guardian, Conservator)

Second and Final Account and Report of Conservator; Petition for Allowance of Compensation to Conservator and Attorney; and Distribution

DOD: 1/14/2016		PUBLIC GUARDIAN , Conservator of the Person and Estate, is Petitioner. <p align="center"><i>~Please see Petition for details~</i></p>	NEEDS/PROBLEMS/COMMENTS:	
Cont. from				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
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✓	2620			
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	Citation			
	FTB Notice			
			Reviewed by: LEG	
			Reviewed on: 10/13/16	
			Updates:	
			Recommendation:	
			File 6- Rousseau	

Second and Final Report of Administration, petition for Mileage Reimbursement, Reimbursement of Cash Advances, for Statutory and Extraordinary Commissions and Fees to Executor and Attorney and for Final Distribution.

DOD: 7/14/14		RAYE GRANT , Executor, is petitioner.	NEEDS/PROBLEMS/COMMENTS:																					
		Account period: 12/16/15 – 9/1/16	<p>1. The proposed distribution is incorrect. It fails to take into account the \$2,700.00 requested in extraordinary attorney fees. Therefore the correct distribution is:</p> <table> <tr> <td>Russell Reed</td> <td>-</td> <td>\$7,077.34</td> </tr> <tr> <td>Robyn Dunn</td> <td>-</td> <td>\$3,538.68</td> </tr> <tr> <td>Diane Tompkins</td> <td>-</td> <td>\$7,077.34</td> </tr> <tr> <td>Austin Rowley</td> <td>-</td> <td>\$7,077.34</td> </tr> <tr> <td>April Bezona</td> <td>-</td> <td>\$1,769.34</td> </tr> <tr> <td>Adam Richardson</td> <td>-</td> <td>\$1,769.34</td> </tr> <tr> <td>Sierra View Church</td> <td>-</td> <td>\$7,077.34</td> </tr> </table> <p>Note: Pursuant to Local Rule 7/12/6 the Court will set a Status Hearing as follows:</p> <ul style="list-style-type: none"> Wednesday, May 24, 2017 at 9:00 a.m. in Dept. 303 for an Informal Accounting of the \$5,000.00 Closing Reserve. <p>Pursuant Local Rule 7.5, if the document noted above is filed 10 days prior to the date listed, the hearing will be taken off calendar and no appearance will be required. Filing of the informal accounting of closing reserve will not generate a new hearing date.</p>	Russell Reed	-	\$7,077.34	Robyn Dunn	-	\$3,538.68	Diane Tompkins	-	\$7,077.34	Austin Rowley	-	\$7,077.34	April Bezona	-	\$1,769.34	Adam Richardson	-	\$1,769.34	Sierra View Church	-	\$7,077.34
Russell Reed	-	\$7,077.34																						
Robyn Dunn	-	\$3,538.68																						
Diane Tompkins	-	\$7,077.34																						
Austin Rowley	-	\$7,077.34																						
April Bezona	-	\$1,769.34																						
Adam Richardson	-	\$1,769.34																						
Sierra View Church	-	\$7,077.34																						
		Accounting - \$203,179.60																						
		Beginning POH - \$114,660.43																						
		Ending POH - \$ 73,143.32																						
Cont. from		Executor (statutory) - \$4,161.87																						
<input type="checkbox"/>	Aff.Sub.Wit.	Executor x/o - \$396.00																						
<input checked="" type="checkbox"/>	Verified	(mileage for sale of real property 720 miles @ \$.55 per mile)																						
<input checked="" type="checkbox"/>	Inventory	Executor Reimbursement - \$21,336.86																						
<input checked="" type="checkbox"/>	PTC	(for personal funds used in the administration of the estate prior to the sale of the real property.)																						
<input checked="" type="checkbox"/>	Not.Cred.	Attorney (statutory) - \$4,161.87																						
<input checked="" type="checkbox"/>	Notice of Hrg	Attorney x/o - \$2,700.00																						
<input checked="" type="checkbox"/>	Aff.Mail W/	(sale of real property, per itemization 13.5 hrs @ \$200 per hour.)																						
<input type="checkbox"/>	Aff.Pub.	Closing reserve - \$5,000.00																						
<input type="checkbox"/>	Sp.Ntc.	Proposed distribution, pursuant to Decedent's Will, is to:																						
<input type="checkbox"/>	Pers.Serv.	Russell Reed - \$7,617.34																						
<input type="checkbox"/>	Conf. Screen	Robyn Dunn - \$3,808.67																						
<input checked="" type="checkbox"/>	Letters 10/16/14	Diane Tompkins - \$7,617.34																						
<input type="checkbox"/>	Duties/Supp	Austin Rowley - \$7,617.34																						
<input type="checkbox"/>	Objections	April Bezona - \$1,904.34																						
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<input type="checkbox"/>	CI Report	Sierra View Church - \$7,617.34																						
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			Reviewed by: KT Reviewed on: 10/14/16 Updates: Recommendation: File 7- Rowley																					

Status RE: Filing of the First or Final Account

DOD: 12/17/14	ALENE Y. SOLEY , Spouse, was appointed Executor with Full IAEA without bond on 4/15/15.	NEEDS/PROBLEMS/COMMENTS:
		1. Need first account or petition for final distribution pursuant to Probate Code §12200 or current status report pursuant to Local Rule 7.5.
Cont. from 071316	At the hearing on 4/15/15, the Court set this status hearing for the filing of the first or final account.	
Aff.Sub.Wit.		
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Notice of Hrg		
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Objections		
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CI Report		
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Aff. Posting		
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Citation		
FTB Notice		

Status Report filed 7/5/16 states the estate is not in a condition to be closed. A Timber Harvesting Plan (THP) has been approved by the California Dept. of Forestry and Fire Protection (Cal Fire) which will allow the harvesting of timber on the estate real property in Alta, CA. The executor has determined that it is in the best interest of the estate to contract with a different Licensed Timber Operator (LTO) and a different Registered Professional Forester (RPF) than those named in the THP and has entered into negotiations with the plan submitter, Brian Forkner, the LTO, and the plan's registered forester, David E. Levy, RPF, to have them release any interest they have in the THP or the standing timber on the real property. A settlement has been agreed to in principle, but all parties have not yet executed the agreement. The settlement will also entail having the THP with Cal Fire amended.

Also, the estate has submitted claims with the State Controller's office for unclaimed property in the name of the decedent, which have not yet been collected and will require supplemental inventory and appraisal.

It is anticipated that the estate can secure the amendment of the THP and collect the claims within the next three months; therefore, Executor requests continuance.

Notice of the status hearing and report was mailed to interested parties on 7/5/16.

Reviewed by: skc

Reviewed on: 10/12/16

Updates:

Recommendation:

File 8- Soley

9A Lewis Sanders (Estate) Case No. 15CEPR00388**Administrator Wright, Katrena Louisa (Pro Per)****Probate Status Hearing RE: Litigation and Whether or not an Inventory and Appraisal is Needed**

DOD: 12/29/2008	KATRENA LOUISA WRIGHT , was appointed Administrator without IAEA authority, without bond unless assets are received on 08/19/2015.	NEEDS/PROBLEMS/COMMENTS: 9B is the Status Hearing re: filing of the Closing Petition. Minute Order of 04/06/2016: The Court notes that the information provided in the filed declaration give not time estimate for the conclusion of the litigation, and so continues this matter for 6 months. Katrena Wright is ordered to be personally present in court or appear via CourtCall on 10/09/2016. 1. Need Inventory and Appraisal or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.
Cont. from 012016, 022416, 040616	Letters issued on 08/21/2015.	
Aff.Sub.Wit.	Minute Order of 08/19/2015 set this Status Hearing regarding litigation and whether or not an Inventory and Appraisal is needed.	Reviewed by: LV Reviewed on: 10/17/2016 Updates: Recommendation: File 9A- Sanders
Verified	Minute Order states: Ms. Wright represents to the Court that there is no money or property in the estate, and that she filed only because of a pending medication lawsuit that was filed three years ago. The Court appoints Ms. Wright as Administrator with no authority and orders no bond unless assets are received.	
Inventory		
PTC		
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Notice of Hrg		
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Letters	Declaration filed 02/04/2016 attached is a copy of Short-Form Complaint and Demand for Jury Trial in the Commonwealth of Massachusetts Superior Court Civil Action case no. MICV2013-03400-O.	
Duties/Supp		
Objections		
Video Receipt		
CI Report	Declaration filed 03/11/2016 states documents of action pending; Judge requested this information. Attached to the declaration face page is a copy of a letter from Seeger Weiss LLP. The letter states that the Court appointed leadership of the national GranuFlo litigation have agreed to a global settlement in principle on behalf of all cases. A negotiation team from the state and federal leadership, with the help of an internationally renowned mediator, helped bring this litigation one step closer to conclusion. There are still some conditions to bring this to a final resolution. Letter includes the settlement process and the next steps.	
9202		
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Citation		
FTB Notice		

9A

Probate Status Hearing RE: Filing of a Closing Petition

DOD: 12/29/2008	KATRENA LOUISA WRIGHT , was appointed Administrator without IAEA authority, without bond unless assets are received on 08/19/2015.	NEEDS/PROBLEMS/COMMENTS: 1. Need Closing Petition or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.
	Letters issued on 08/21/2015.	
Cont. from		
Aff.Sub.Wit.		
Verified	Minute Order of 04/06/2016 set this Status Hearing for the filing of a Closing Petition.	
Inventory	Minute Order of 04/06/2016: The Court notes that the information provided in the filed declaration give not time estimate for the conclusion of the litigation, and so continues this matter for 6 months. Katrena Wright is ordered to be personally present in court or appear via CourtCall on 10/09/2016.	
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen	Clerk's Certificate of Mailing indicates that a copy of the Minute Order of 04/06/2016 was mailed to Katrena Wright on 04/06/2016.	
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		Reviewed by: LV
Order		Reviewed on: 10/17/2016
Aff. Posting		Updates:
Status Rpt		Recommendation:
UCCJEA		File 9B- Sanders
Citation		
FTB Notice		

Attorney Heather H. Kruthers (for Petitioner Public Administrator)

Probate Status Hearing Re: Filing of the First or Final Account

DOD: 1/3/2015	PUBLIC ADMINISTRATOR was Court-appointed as Administrator by <i>Minute Order</i> on 8/19/2016. Letters issued on 9/18/2015.	NEEDS/PROBLEMS/COMMENTS: 1. Need proof of service of notice of the <i>Status Report Regarding Filing Final Account</i> filed 10/13/2016 pursuant to Local Rule 7.5(B).
Cont. from	Pursuant to Probate Code § 8800(b) , <i>Final Inventory and Appraisal</i> was filed 5/29/2015 by Petitioner Ida Ortiz-Castanon, who was not appointed, showing an estate value of \$174,300.00 .	
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg	Minute Order dated 8/19/2015 from the hearing on the petition for letters of administration set this status hearing on 10/19/2016 for filing of the first account and/or petition for final distribution.	
<input type="checkbox"/> Aff.Mail	<input checked="" type="checkbox"/>	
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input checked="" type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: LEG
		Reviewed on: 10/13/16
		Updates: 10/17/16
		Recommendation:
		File 10- Castanon

Petition for Compensation

			<p>J. STANLEY TEIXEIRA, Court appointed attorney for Conservatee, is Petitioner.</p> <p>Petitioner was appointed to represent the Conservatee on 4/18/16.</p> <p>On 8/10/16, pursuant to stipulation, Clementina Winrow was appointed conservator of the person and estate of Roger Winrow.</p> <p>Petitioner requests fees and costs totaling \$5,000.00 be paid from the conservatorship estate (\$4,565.00, discounted from \$4,950.00, for 16.5 hours @ \$300/hr, plus filing fee of \$435.00).</p> <p>Services include visiting with the proposed Conservatee, investigating his needs and the most suitable legal and other procedures available, and appearance at hearing. See Itemization at Exhibit A.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail	w		
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
			<p>Reviewed by: skc</p> <p>Reviewed on: 10/13/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 11- Winrow</p>	

Probate Status Hearing RE: Filing of an Amended Petition

DOD: 11/15/2009		ROY CARDENAS , son, filed a petition to determine succession to real property.	NEEDS/PROBLEMS/COMMENTS:
		Minute order dated 9/21/2016 states counsel represents he has an amended petition signed by all beneficiaries and set matter for status on filing the amended petition.	OFF CALENDAR Amended petition filed 9/21/2016 and set for hearing 11/2/2016.
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: SEF
			Reviewed on: 10/12/2016
			Updates:
			Recommendation:
			File 12- Cardenas

Probate Status Hearing RE: Proof of Bond

	H.F. RICK LEAS of Central Valley Fiduciary Services was appointed as Trustee with bond set at \$396,550.00 on 8/3/16.	NEEDS/PROBLEMS/COMMENTS: <u>OFF CALENDAR.</u> Bond filed on 10/12/16.
Cont. from 092116		
Aff.Sub.Wit.	Minute order dated 8/3/16 set a status hearing for the filing of the bond.	
Verified		
Inventory	Minute order dated 9/21/16 continued the status hearing and indicated no appearance is necessary at the status hearing if the bond is filed at least two court days prior.	
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report	Reviewed by: KT Reviewed on: 10/13/16 Updates: Recommendation: File 13- Madrid	
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

Attorney Kathleen Bakergumprecht-Davies (for Petitioner Donna C. Kato)

Petition for Appointment of Probate Conservator of the Person

		NO TEMPORARY REQUESTED DONNA C. KATO , mother, is Petitioner. <i>~Please see Petition for details~</i> Court Investigator's Report was filed on 8/26/2016.	NEEDS/PROBLEMS/COMMENTS: 1. Need proof of 30 days' mailed service prior to hearing of the <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Probate Conservator</i> for the regional center identified in Probate Code § 1827.5 (typically Central Valley Regional Center in Fresno), pursuant to Probate Code § 1822(e). <i>~Please see additional page~</i>
Cont. from 091416			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input checked="" type="checkbox"/>	Cap. Dec.		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	W/	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input checked="" type="checkbox"/>	Pers.Serv.		
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt	X	
<input checked="" type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input checked="" type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: LEG Reviewed on: 10/13/16 Updates: Recommendation: File 14- Kato

NEEDS/PROBLEMS/COMMENTS, continued:

2. *Petition* is not but should be marked at Item 3(f) indicating that efforts to find the proposed conservatee's relatives or reasons why it is not feasible to contact the relatives are described in Attachment 3(f)(1), based upon the *Petition* indicating the proposed conservatee's brother, **KEVIN KATO**, is estranged. Need Attachment 3(f)(1) describing proof of due diligence, or proof of notice pursuant to Probate Code § 1822, for **KEVIN KATO**.
3. Need *Conservatorship Video Viewing Certificate* pursuant to Local Rule 7.15.9(A).
4. Proposed letters are not signed by proposed Conservator.

15A Alfredo Alcaraz, JR, Gustavo Alcaraz, Kaycee Alcaraz,
Kate Alcaraz, Darren Alcaraz (GUARD/P)

Case No. 16CEPR00857

Petitioner: Veronica Perez Ramirez (Pro per – Maternal aunt)

Petition for Appointment of Guardian of the Person
(as to Alfredo, Gustavo and Kaycee only)

NO TEMPORARY REQUESTED		NEEDS/PROBLEMS/COMMENTS:
VERONICA RAMIREZ, maternal aunt, is petitioner		Petition is as to Alfredo, Gustavo and Kaycee only. A non-competing petition was filed by Ana Ramirez, maternal aunt, for Kate and Darren – <i>please see related page 15B.</i> 1. Need Notice of Hearing. 2. Need proof of personal service at least 15 days before the hearing of the Notice of Hearing with copy of petition <u>or</u> consent and waiver of notice for: a. Maria Elena Ramirez (mother) – <i>unless the Court excuses notice</i>
Please see petition for details.		
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg	X	
<input type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.	X	
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input checked="" type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: SEF
		Reviewed on: 10/13/2016
		Updates:
		Recommendation:
		File 15A- Alcaraz

15A

15B Alfredo Alcaraz, JR, Gustavo Alcaraz, Kaycee Alcaraz,
 Kate Alcaraz, Darren Alcaraz (GUARD/P)

Case No. 16CEPR00857

Petitioner: Ana Ramirez (Pro per – Paternal aunt)

Petition for Appointment of Guardian of the Person
(as to Kate and Darren only)

<u>NO TEMPORARY REQUESTED</u>		NEEDS/PROBLEMS/COMMENTS:
ANA RAMIREZ, maternal aunt, is petitioner		<i>Petition is as to Kate and Darren only.</i> A non-competing petition was filed by Veronica Ramirez, maternal aunt, for Alfredo, Gustavo and Kaycee – please see related page 15A. 3. Need Notice of Hearing. 4. Need proof of personal service at least 15 days before the hearing of the Notice of Hearing with copy of petition <u>or</u> consent and waiver of notice for: a. Maria Elena Ramirez (mother) – unless the Court excuses notice
Please see petition for details.		
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg	x	
<input type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.	x	
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input checked="" type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: SEF
		Reviewed on: 10/14/2016
		Updates:
		Recommendation:
		File 15B- Alcaraz

15B

16 Craig Maningding (CONS/P)**Case No. 16CEPR00858**

Petitioner: Lito Maningding (Pro per – Father)

Petitioner: Marilu Maningding (Pro per – Mother)

Petition for Appointment of Probate Conservator of the Person

		<u>TEMPORARY EXPIRES 10/19/2016</u>	NEEDS/PROBLEMS/COMMENTS:
		LITO MANINGDING and MARILU MANINGDING , parents, are petitioners and request appointment as co-conservators of the person with medical treatment consent powers.	Court Investigator Advised Rights 9/7/2016
Cont. from 092116		<i>Please see petition for details.</i>	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail w/		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input checked="" type="checkbox"/>	Pers.Serv. w/		
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input checked="" type="checkbox"/>	Video Receipt		
<input checked="" type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt	Reviewed on: 10/12/2016	
<input type="checkbox"/>	UCCJEA	Updates:	
<input checked="" type="checkbox"/>	Citation	Recommendation:	
<input type="checkbox"/>	FTB Notice	File 16- Maningding	

17 Jayshawn Henry Ivy (GUARD/P)**Case No. 16CEPR00867**

Petitioner: Ilesha Marie Ivy (Pro per - Maternal aunt)

Petitioner: Stanley Warren Ivy, IV (Pro per - Maternal uncle)

Petition for Appointment of Guardian of the Person

		<u>TEMPORARY EXPIRES 10/19/2016</u>	NEEDS/PROBLEMS/COMMENTS:
		IESHA MARIE IVY and STANLEY WARREN IVY, IV , maternal aunt and uncle, are petitioners.	<ol style="list-style-type: none"> 1. Need <i>Notice of Hearing</i>. 2. Need proof of personal service at least 15 days before the hearing of the <i>Notice of Hearing</i> with a copy of the petition <u>or</u> consents and waivers of notice for: <ol style="list-style-type: none"> a. Father (unknown) – <i>unless the Court excuses notice</i> b. Michelle Baskerville (mother) 3. Need proof of service at least 15 days before the hearing of the <i>Notice of Hearing</i> with a copy of the petition <u>or</u> consents and waivers of notice <u>or</u> declarations of due diligence for: <ol style="list-style-type: none"> a. Paternal grandparents (unknown) b. Michael Baskerville (maternal grandfather) c. Janice Marie Hodge (maternal grandmother) 4. Need Attachment 3 explaining answer to #3 (re: arrest or conviction of crime) of Petitioner Ilesha Marie Ivy's <i>Confidential Guardian Screening</i> form filed 8/19/2016.
Cont. from			
	Aff.Sub.Wit.		
✓	Verified		
Inventory			
PTC			
Not.Cred.			
	Notice of Hrg	x	
	Aff.Mail	x	
Aff.Pub.			
Sp.Ntc.			
	Pers.Serv.	x	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
Objections			
Video Receipt			
✓	CI Report		
9202			
✓	Order		
Aff. Posting			
Status Rpt			
✓	UCCJEA		
Citation			
FTB Notice			
			Reviewed by: SEF
			Reviewed on: 10/13/2016
			Updates:
			Recommendation:
			File 17- Ivy

18 Samuel Ibarra, Jr. and Miguel Ibarra (GUARD/P) Case No. 16CEPR00868

Petitioner America A. Maravilla (Pro Per, maternal aunt)

Petition for Appointment of Guardian of the Person

		NO TEMPORARY REQUESTED		NEEDS/PROBLEMS/COMMENTS:	
		AMERICA A. MARAVILLA , maternal aunt, is Petitioner.		1. Need <i>Notice of Hearing</i> .	
		~Please see Petition for details~		2. Need proof of personal service of the <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian</i> , or <i>Consent to Appointment of Guardian and Waiver of Notice</i> , or a <i>Declaration of Due Diligence</i> , for:	
Cont. from				• Jacqueline Cardenas, mother.	
<input type="checkbox"/>	Aff.Sub.Wit.			3. Need proof of service by mail of the <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian</i> , or <i>Consent to Appointment of Guardian and Waiver of Notice</i> , or a <i>Declaration of Due Diligence</i> , for:	
<input checked="" type="checkbox"/>	Verified	Court Investigator's Report was filed on 9/29/2016.		• paternal grandparents;	
<input type="checkbox"/>	Inventory			• Andres M. Cardenas, maternal grandfather.	
<input type="checkbox"/>	PTC				
<input type="checkbox"/>	Not.Cred.				
<input type="checkbox"/>	Notice of Hrg	<input checked="" type="checkbox"/>			
<input type="checkbox"/>	Aff.Mail	<input checked="" type="checkbox"/>			
<input type="checkbox"/>	Aff.Pub.	<input type="checkbox"/>			
<input type="checkbox"/>	Sp.Ntc.	<input type="checkbox"/>			
<input type="checkbox"/>	Pers.Serv.	<input checked="" type="checkbox"/>			
<input checked="" type="checkbox"/>	Conf. Screen	<input type="checkbox"/>			
<input checked="" type="checkbox"/>	Letters	<input type="checkbox"/>			
<input checked="" type="checkbox"/>	Duties/Supp	<input type="checkbox"/>			
<input type="checkbox"/>	Objections	<input type="checkbox"/>			
<input type="checkbox"/>	Video Receipt	<input type="checkbox"/>			
<input checked="" type="checkbox"/>	CI Report	<input type="checkbox"/>			
<input checked="" type="checkbox"/>	Clearances	<input type="checkbox"/>			
<input checked="" type="checkbox"/>	Order	<input type="checkbox"/>			
<input type="checkbox"/>	Aff. Posting	<input type="checkbox"/>			
<input type="checkbox"/>	Status Rpt	<input type="checkbox"/>			
<input checked="" type="checkbox"/>	UCCJEA	<input type="checkbox"/>			
<input type="checkbox"/>	Citation	<input type="checkbox"/>			
<input type="checkbox"/>	FTB Notice	<input type="checkbox"/>			
				Reviewed by: LEG	
				Reviewed on: 10/13/16	
				Updates:	
				Recommendation:	
				File 18- Ibarra	

Petition for Probate of Will and for Letters Testamentary with IAEA

DOD: 8/6/16		MATTHEW E. COOK , Son and Named Co-Executor without bond, is Petitioner. Named Co-Executor Shannon L. Lehr declines to serve and nominates Petitioner as sole executor. Petitioner is a resident of Bloomington, MN. Full IAEA – ok Will dated 7/23/94 Residence: Fresno Publication: Business Journal Estimated value of estate: Personal property: \$ 25,453.68 Real property: \$150,000.00 Total: \$175,453.68 Probate Referee: Steven Diebert	NEEDS/PROBLEMS/COMMENTS: 1. The petition is blank at #5a(3) and (4) re registered domestic partner. 2. Petitioner resides in Bloomington, MN. Pursuant to Probate Code §8571 and Cal. Rule of Court 7.201(b), the Court may require bond for a non-resident personal representative even if the will waives bond. The Court may require bond of \$175,453.68. <u>Note:</u> Petitioner and his sister Shannon Lehr are the sole heirs to the estate. Ms. Lehr declines to serve as co-executor and nominates Petitioner. The Court may require Waiver of Bond (Form DE-142) from Ms. Lehr. <u>Note:</u> If granted, the Court will set status hearings as follows: <ul style="list-style-type: none"> Wednesday, December 7, 2016 for filing of bond, if required Wednesday, March 15, 2017 for filing the Inventory and Appraisal Wednesday, December 13, 2017 for filing the first or final account
<input type="checkbox"/>	Aff.Sub.Wit. S/P		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	Reviewed by: skc Reviewed on: 10/13/16 Updates: Recommendation: File 19- Cook	
<input checked="" type="checkbox"/>	Aff.Pub. w		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Petition to Determine Succession to Real Property

DOD: 5/10/14		DARLENE GILLES, KAREN HULD, DALE GILLES, TIM GILLES and LAURA RANEY, children, are petitioners. 40 days since DOD. No other proceedings. Decedent died intestate. I & A - \$125,000.00 Petitioners request Court determination that decedent's 100% interest in real property located in Clovis passes to them in equal shares.	NEEDS/PROBLEMS/COMMENTS: 1. Inventory and appraisal is incomplete at items 3, 4, and 5 and it was not signed by the petitioners, as required. 2. Inventory and appraisal states it is a "partial" inventory. Need complete "final" inventory in order to be sure the value of the estate does not exceed \$150,000.00 (Probate Code §13151)	
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input type="checkbox"/>	Notice of Hrg			N/A
<input type="checkbox"/>	Aff.Mail			
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
			Reviewed by: KT	
			Reviewed on: 10/14/16	
			Updates:	
			Recommendation:	
			File 20- Gilles	

21 Matsuko Nagai Revocable Living Trust Agreement Case No. 16CEPR00939Attorney **Jaech, Jeffrey A. (for Petitioner Raymond T. Nagai)****Petition for Suspension and Removal of Co-Trustees, for Appointment of Temporary Trustee and Successor Trustee, and for an Accounting**

DOD: 9/1/11	RAYMOND T. NAGAI , Beneficiary, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
	Petitioner states Settlor Matsuko Nagai created the trust 5/8/96. Settlor acted as trustee until her death on 9/1/11 and two of her sons, EDWARD H. NAGAI and ROBERT K. NAGAI have been acting as co-trustees since. Petitioner is named successor trustee if both cease to act.	
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC	Under Article Fourth B, on the settlor's death, the trust estate was to be distributed in equal shares to Edward, Robert, and Raymond.	
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail	At the settlor's death in 2011, the trust assets so far as known to Petitioner included approx. 32 acres in Fresno and a bank account of approx. \$100,000, legal title of which may have been held jointly by the settlor and Edward, but on information and belief was intended to be a trust account.	
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters	The farm was leased to Robert about 1/1/96. See attached Agricultural Lease. As a beneficiary, Petitioner is entitled to 1/3 of rent and has been paid some amounts; others remain unpaid.	
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt	About 3/7/16, Paul Yergat, through his attorney, presented an offer to the co-trustees to purchase the real property for what Petitioner believes was a good price. The co-trustees did not respond. Petitioner believes Mr. Yergat is still interested in purchasing, although at a reduced price.	
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt	Petitioner states Robert is currently living in the trust residence and has not paid the trust any rent. Petitioner is entitled to 1/3 of all rent collected from the rental of the residence. Petitioner has not received any amounts that would have been generated from the rent paid by Robert.	
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice	Petitioner states Edward has collected for himself the bank account of approx. \$100,000 that belonged to the settlor and should have been a trust asset. Petitioner is entitled to 1/3 of the bank account.	
	SEE ADDITIONAL PAGES	

Reviewed by: skc**Reviewed on:**
10/14/16**Updates:****Recommendation:****File 21- Nagai**

21 Matsuko Nagai Revocable Living Trust Agreement Case No. 16CEPR00939

Page 2 – To petitioner's knowledge, the present assets of the trust consist of the real property, including the residence, unpaid rental income for the farm portion from 9/1/11 through present, claim for accrued rental income for the residence from 9/1/11 through present, and proceeds collected by Edward from the bank account.

Petitioner states the co-trustees should be removed for breach of trust (see authority) including failure to account, using trust assets for personal benefit, and failure to distribute the trust estate. As a consequence of these breaches of trust, Edward and Robert should be suspended as co-trustees, and Petitioner, named successor trustee in the trust instrument, should be appointed temporary trustee.

Petitioner prays for an order:

- 1. Immediately suspending Edward H. Nagai and Robert K. Nagai as co-trustees and appointing Raymond T. Nagai as temporary trustee;**
- 2. Removing Edward H. Nagai and Robert K. Nagai from the office of trustee of the trust;**
- 3. Appointing Raymond T. Nagai as successor trustee per the trust instrument to wind up and distribute the trust;**
- 4. Compelling Edward H. Nagai and Robert K. Nagai to account to Petitioner for all of their acts as trustee of the trust; and**
- 5. For such orders as the Court may deem proper.**

Report of Trustee and Petition for Settlement and Approval of Account

<p>Philip R. Whirlledge DOD: 1/2/16</p>	<p>PHYLLIS SHOWERS, Trustee, is Petitioner.</p> <p>Account period: 11/12/12 – 5/31/16 Accounting: \$697,735.22 Beginning POH: \$609,645.50 Ending POH: \$422,836.05</p> <p>Trustee: \$13,095.00 (Paid to date, as reasonable compensation for services rendered through 1/11/16. Petitioner requests compensation be confirmed.)</p> <p>Attorney: \$1,025.27 (Total paid to date, as compensation for availability, notices, agreements, advice as required, accounting, appearance at hearing.)</p> <p>Petitioner states she began serving as trustee upon the resignation of Philip R. Whirlledge as trustee on 11/12/12. At that time, the purpose of the trust was to provide for Philip R. Whirlledge as sole income beneficiary. Upon his death on 1/2/16, the purpose became the transfer of assets to beneficiaries, as directed by the trust instrument.</p> <p>Petitioner has performed all required duties, including care and custody of trust assets, maintaining records and accounts, collection and disbursement of income, periodic review of trust assets, investments in the best interest of the trust estate, investigation matters lacking complete documentation, liquidation of assets and distribution of major assets, preparation and filing of fiduciary income tax returns, providing and responding to requests for information from various entities and beneficiaries, and preparation of this accounting, and other services.</p> <p>All investments were authorized and proper and for the best interest of the trust and all interested persons. Petitioner is unaware of any liens of trust assets. All taxes are paid, and there are no judgments for which the trust is liable. The trustee did not hire any agents during the account period.</p> <p style="text-align: center;"><u>SEE PAGE 2</u></p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. A copy of the trust is not provided. Need copy re approval of acts, confirm appropriate notice, required schedules, etc. 2. Notice to trust beneficiary Jean Koher was sent "c/o" to Susan Wright; however, direct notice is required per Cal. Rule of Court 7.51. Need clarification. 3. Need schedule re change in form of assets and clarification re the sale of the house pursuant to Probate Code §§ §1063(b), 1064(a)(1). The accounting does not appear to reflect any sale proceeds; only escrow disbursements. 4. Ending POH includes loans to four individuals (beneficiaries and non-beneficiaries) that are not explained in the petition and are not reflected in disbursements schedule. Need clarification pursuant to Probate Code §1064(a)(2) (explanation of unusual items). <p style="text-align: center;"><u>SEE PAGE 2</u></p> <p>Reviewed by: skc</p> <p>Reviewed on: 10/14/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 22- Whirlledge</p>
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Page 2 – Petitioner states ending assets on hand total \$422,836.05. Upon approval of the accounting, Petitioner will distribute the trust assets to beneficiaries, reserving \$22,836.05 for closing costs in anticipation of additional attorney fees, preparation and payment of final tax returns, and misc. closing costs. Once paid, she will distribute to beneficiaries without further accounting or hearing.

Petitioner requests that this account and report be settled, allowed, and approved, and all acts and transactions of Petitioner set forth in it or relating to matters set forth in it be ratified, confirmed and approved, and such other and further orders as the Court may deem proper.

NEEDS/PROBLEMS/COMMENTS (Cont'd):

5. **Petitioner states she did not hire any agents during the account period; however, the disbursements schedules indicate various payments and reimbursements to a Gerry Showers, relationship not specified, for what appears to be property maintenance, etc. Need clarification pursuant to Probate Code §1064(a)(4).**
6. **Petitioner states she has paid herself \$13,095 to date as reasonable compensation for services; however, no separate schedule or itemization of payments/services performed is provided. The disbursements schedule consists of 32 pages reflecting all household expenses organized in monthly increments from November 2012 through May 2016, so it is difficult to confirm this amount. The Court may require itemization for clarity and confirmation.**
7. **Need schedule setting forth proposed distribution pursuant to Probate Code §1063(f). Note: Given the above-referenced outstanding loans, it is unclear how distribution would occur.**

Petition to Determine Succession to Real Property

DOD: 5/18/2015		KYLE LING , son, is petitioner	NEEDS/PROBLEMS/COMMENTS:
		40 days since DOD	
		No other proceedings	
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.	I&A - \$7,500.00	
<input checked="" type="checkbox"/>	Verified	Decedent died intestate	
<input checked="" type="checkbox"/>	Inventory		
<input checked="" type="checkbox"/>	PTC	Petitioner requests court determination that decedent's 100% interest in real property located at 729 S. Eighth Street, Fresno CA (APN 470-053-20) pass to him pursuant to intestate succession.	
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	w/	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: SEF
			Reviewed on: 10/14/2016
			Updates: 10/17/2016
			Recommendation: SUBMITTED
			File 23- Llap

24 Julissa Contreras, Arianna Contreras, Ramon Contreras,
 Danny Cabrera, and Angel Toby Rodriguez, Jr. (GUARD/P)

Case No. 13CEPR00234

Petitioner: Maria L. Rodriguez (Pro per - Paternal grandmother)

Petitioner: Alejandro Gandara (Pro per – Non-relative)

Petition for Appointment of Temporary Guardian
 (as to Angel Toby Rodriguez, Jr. only)

		GENERAL HEARING 12/6/2016	NEEDS/PROBLEMS/COMMENTS:
		MARIA RODRIGUEZ and ALEJANDRO GANDARA , paternal grandmother and her fiancé, are petitioners.	<i>Petition is as to Angel Toby Rodriguez, Jr. only.</i>
Cont. from			Patricia Martinez (maternal grandmother) and Candice Gomez (maternal aunt) were appointed co-guardians of minor's four half-siblings on 5/28/2013.
	Aff.Sub.Wit.		
✓	Verified	<i>Please see petition for details.</i>	
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg	x	1. Need Notice of Hearing.
	Aff.Mail		2. Need proof of personal service at least 5 court days before the hearing of the Notice of Hearing with a copy of the temporary petition <u>or</u> consent and waiver of notice for:
	Aff.Pub.		a. Stephanie Y. Cabrera (mother)
	Sp.Ntc.		3. A consent and waiver of notice filed 10/5/2016 was signed by "Angel T. <u>Alvarez</u> – Father." However, the petition lists Angel T. <u>Rodriguez</u> as father of minor. Need clarification; the Court may require further notice to Angel T. Rodriguez.
	Pers.Serv.	x	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: SEF
			Reviewed on: 10/14/2016
			Updates:
			Recommendation:
			File 24- Rodriguez

Petition for Termination of Further Proceedings and for Discharge of Personal Representatives

DOD: 8/7/10		<p>JOHN P. MCCANN and COLLEEN E. DEMPSEY, Co-Executors with Full IAEA without bond, are Petitioners.</p> <p>Petitioners state in the petition for probate filed 5/17/13, Petitioners alleged the value of the assets of the decedent subject to probate was \$1,500,000.00. Pursuant to inventories and appraisals filed by Petitioners, the assets believed to be subject to probate administration were in fact \$1,728,551.08.</p> <p>A dispute arose regarding the assets of the estate and the assets of the John P. McCann and Elizabeth A. McCann Trust dated 4/2/99 in Case No. 11CEPR00871. This probate proceeding was consolidated with the trust dispute under 11CEPR00871.</p> <p>Pursuant to the Statement of Decision filed 5/21/15, the Court determined and ruled that all of the assets of the decedent were assets of the trust or one of the subtrusts. Based thereon, all assets subject to the probate administration were transferred to the trust.</p> <p>Based on information and belief, there is no other property of any kind belonging to the estate that is subject to administration.</p> <p>No creditor's claims have been filed with the court or presented to the personal representatives.</p> <p>The Trustees of the Trust have agreed to be liable for all attorney's fees and costs incurred by Dowling Aaron Incorporated in the administration of the estate.</p> <p>Petitioners pray as follows:</p> <ol style="list-style-type: none"> For an order terminating further proceedings for the administration of the estate; For an order that Colleen E. Dempsey and John P. McCann, the Court appointed personal representatives of the estate will be discharged from further duties and responsibilities as personal representatives of the estate upon filing the mandatory Judicial Council Form DE-295; and Such further orders as the Court may deem proper. 	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>This matter will be heard in Dept. 502 at 3:30 pm.</u></p> <p>1. Petitioners state the trustees of the trust have agreed to be liable for all attorney's fees and costs incurred by Dowling Aaron Incorporated in the administration of the estate.</p> <p>However, because all assets were determined to be assets of the trust, the value of the estate was zero and statutory fees would therefore be zero pursuant to Probate Code §10800 et seq.</p> <p>Pursuant to Probate Code §10813, an agreement for higher compensation than that provided in that section is void.</p> <p>Pursuant to Probate Code §10811, extraordinary compensation may be allowed in an amount the Court determines is just and reasonable upon noticed petition with itemization and explanation. See also Cal. Rules of Court 7.702 and 7.703. See also Local Rules 7.17 and 7.18.</p> <p>Therefore, the Court may require that any compensation associated with this estate proceeding should be brought before the Court for approval prior to payment.</p>	
	Aff.Sub.Wit.			
✓	Verified			
✓	Inventory			
✓	PTC			
✓	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail			W
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
✓	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
✓	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
✓	FTB Notice			
		<p>Reviewed by: skc</p> <p>Reviewed on: 10/13/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 1- McCann</p>		